



Members

George Balakier, Chair James Tillotson, Vice Chair Fred Krampits Frank Laflamme Jerry Roy Stan Walczak Gary Labrie

MINUTES May 27, 2021

The following are the minutes of a public hearing held Thursday, May 27, 2021 at 6:30 PM in the Auditorium, City Hall, 17 Springfield Street, Chicopee, MA 01013 and via Zoom.

Members Present:

Balakier, Krampits, Walczak, Laflamme, Labrie

Members Absent:

Tillotson, Roy

Also Present:

Daniel Garvey (Associate City Solicitor), Jerry Rivera (IT), Lee Pouliot (Planning

Director), Councilor Dobosz (Ward 6)

The meeting was called to order at 6:30 PM

In compliance with the Open Meeting Law the Chairman asked if anyone in the audience was recording the meeting. Hearing none the meeting continued.

ITEM #1

Zone Change application from Business A to Residential A for 19,963 square feet of property located at 6 Knapp St. for the purpose of a subdivision. Applicant – Alston Graham, 91 Ames Road, Hampden, MA 01036.

Alston Graham and Ron Huot (Anderson Home Surveyors) were present at the meeting.

Mr. Graham stated that he is requesting this zone change to develop a 9 single family home subdivision on a cul-de-sac.

Public Input

Bruce Davis, 30 Brooks Avenue, asked how many homes will be built. Mr. Huot replied that the proposal is for 9 single family homes. The street will be 400 feet in length. Mr. Davis asked where the entrance to the

subdivision will be located. Lee Pouliot stated that this is the first step in a multi-step process. This application is to zone the entire parcel correctly. The Planning Board will hold other hearings on this project that the abutters will be notified of hearings. Lee also stated that the Planning Board voted unanimously to recommend approval.

John Krzeminski, Partyka Partnership, stated that his company owns the property and is selling the property to the applicant. This zone change request is for a small corner piece of the property. The rest of the property is zoned correctly.

Councilor Balakier read into record the Planning Board's unanimous approval of the zone change request.

Motion made by Councilor Laflamme and second by Councilor Walczak to approve the zone change request from Business A to Residential A for 19,963 square feet of property located at 6 Knapp St. for the purpose of a subdivision.

Committee vote 5-0 favorable.

ITEM #2

Special Permit application under section 275-52 (B) (3) for the purpose of a garage that is not accessory to a primary structure to allow subdivision of the property by ANR to create new building lot on Moore St. and leave existing home on a second lot on 61 Van Horn St. located at 61 Van Horn St. Applicant – David McGeary, 87 Blueberry Hill Rd., Longmeadow, MA 01006.

David McGeary was present at the meeting.

Mr. McGeary stated that the special permit request is for a garage that will be sitting on land without a home until a home is built.

Lee stated that the applicant would like to subdivide the property with an ANR to the Planning Board but in doing so it would leave the garage on a parcel by itself.

Reports read from the following department:

Planning – Property is zoned Residential A; a garage that is NOT Accessory to a primary structure require a Special Permit under 275-52 B (3); Applicant is looking to obtain a special permit to allow for subdivision of the property by ANR (Approval Not Required) plan to create a new building lot on Moore Street and leave the existing home on a second lot on 61 Van Horn Street; Applicant will submit an ANR to the Planning Board should the Special Permit be granted; Planning sees no issue with the proposed Special Permit; and Planning recommends approval of the Special Permit.

Permit to run with the applicant.

Motion made by Councilor Laflamme and second by Councilor Krampits to approve the Special Permit for the purpose of a garage that is not accessory to a primary structure to allow subdivision of the property by ANR to create new building lot on Moore St. and leave existing home on a second lot on 61 Van Horn St. located at 61 Van Horn St.

Committee vote 5-0 favorable.

ITEM #3

Special Permit application under 275-40 (G) for the purpose of reduction in required number of parking spaces from 18 to 16 spaces located at 675 Fuller Road. Applicant - Mike Laser Enterprises, LLC, c/o David LaVenture, 428 East Street, Chicopee, MA 01020.

David LaVenture was present via zoom along with Jessica Allan (R Levesque Associates.).

Mr. LaVenture stated that they are opening a business on Fuller Road and in doing so they need a Special Permit to reduce the number of required parking spaces.

Ms. Allan stated that the property is zoned industrial and is surrounded by industrial land uses. It currently has a 16,000 SF building with a somewhat falling apart parking lot. The current use is warehousing and the applicant would like to convert about 25% of the building for retail use. And that changes the way parking is calculated because of the slight change in use of the building. In calculating the required parking spaces it was determined that 18 would be required. Due to the constraints of the site the building takes up a good chunk of the parcel and the location of the existing parking with the improvements including adding an accessible handicap ramp 16 spaces are able to fit on the site. After the SPRAC review it was determined that three parking spaces were within the 8 foot setback and required a Variance from the ZBA which the applicant has gone through and was approved. The request before the committee is for a reduction is parking from 18 to 16 spaces. The applicant has stated that 16 spaces would be sufficient to operate the business.

Lee Pouliot stated that the 2 parking space reduction is minimal.

Councilor Krampits asked if the applicant will still operate out of the East Street property. Mr. LaVenture stated that East Street will be used for installation.

Councilor Laflamme stated that the applicant has purchased in the past a house behind the East Street business and has improved the house on Beauchamp Terrace.

Reports read from the following:

Planning Department- Property is zoned Industrial; reduction in the required number of parking spaces require a Special Permit under 275-40 (G) (11); the applicant is looking to reduce the required amount of parking spaces from eighteen which is required between the existing warehousing use and proposed retail use, to sixteen and Planning recommends approval of the Special Permit for parking reduction.

Engineering Department – No engineering comments

Fire Department – No issues

Permit to run with the applicant.

Motion made by Councilor Laflamme and second by Councilor Labrie to approve the Special Permit application under 275-40 (G) for the purpose of reduction in required number of parking spaces from 18 to 16 spaces located at 675 Fuller Road.

Committee vote 5-0 favorable.

ITEM #4

Special Permit application under 275-58 (C) (4) for the purpose of all alcohol beverage license located at 66 Cabot St. Applicant – Orlando Roberts, 66 Cabot St., Chicopee, MA 01013.

Orlando Roberts was present via zoom.

He is applying for an all liquor license for his restaurant. He took over the old Cabot Pub and he is looking to turn it into a dining restaurant/bar.

Councilor Laflamme stated that there is outstanding money owed to the City. He asked with the applicant has entered into a payment agreement with the Treasurer. Mr. Roberts replied that he will be taking care of the outstanding bills before the license is issued. Mr. Roberts was not aware that he would not be issued a permit if he had outstanding bills. He stated that he is able to pay the outstanding bills.

Councilor Laflamme asked about the gym in the basement. Mr. Roberts stated that there are cycling classes taking place in the basement of the building.

Attorney Garvey stated that the License Commission will determine the license premise when Mr. Roberts applies for a liquor license.

Councilor Balakier read the following reports:

Planning Department — Property is zoned Business A; eating and drinking places with the consumption of alcohol in Business A Districts require a Special Permit under 275-58 C 4; Applicant is looking to obtain a Liquor (all alcohol) license for the consumption of alcohol current establishment as new owners, this requires a new Special Permit under 275-50 C 2 for the new owners; Planning sees not issue with the proposed Special Permit — this site has had a Special Permit for alcohol consumption in the past; and Planning recommends approval of the Special Permit.

License Commission — Dear Mr. Roberts: The Chicopee License Commission would like to remind you that there are outstanding Real Estate taxes due as of this date for your property/business. In accordance with City Code Chapter 189 Section 1 — The purpose of this chapter is to control the denials of any application for, or revocation or suspension of, any local license or permit, including renewals and transfers, issued by any board, officer, or department for any person, corporation or business enterprise who has neglected or refused to pay any local taxes fees, assessments, betterments or any other municipal charges or with respect to any activity, event or other matter which is the subject of such license or permit which activity, event or matter is carried out or exercised or is to be carried out or exercised on or about real estate whose owner has neglected or refused to pay any local taxes, fees, assessments, betterments or any other municipal charges. All taxes must be paid before any license or permit is issued. Please send your remittance payment to the Collector's Office, 274 Front Street, Chicopee, MA 01013. If you have any questions concerning this matter, please feel free to contact this office. Joseph Martin, Chairperson.

Fire Department – Social media shows there is an active gym in the basement of this location "Lids Live Well." A full code review for that space and the bar above should take place to ensure that all music shut-off and emergency light activation will be connected to the fire alarm system.

Permit to run with the applicant.

Motion made by Councilor Laflamme and second by Councilor Balakier to approve the Special Permit application under 275-58 (C) (4) for the purpose of all alcohol beverage license located at 66 Cabot Street subject to the applicant paying taxes in full prior to the June 1st City Council meeting.

Committee vote 5-0 favorable.

Motion made by Councilor Laflamme to take item #7 out of order. Motion passed.

ITEM #7

Ordinance Amendment - Delete in its entirety Chapter 275-66 A and insert revised Chapter 275-66A Burnett Road. Full text available in the Office of the City Council. Applicant: Ward 6 Councilor Derek Dobosz, City Council Office, City Hall Annex, 274 Front St., Chicopee, MA 01013.

Councilor Dobosz stated that this language proposal is the same every year. This language requires new business development to provide a traffic study and it is intended to protect the neighborhood.

Motion made by Councilor Laflamme and second by Councilor Walczak to approve.

Committee vote 5 – 0 favorable.

Councilor Laflamme stepped out of the room for Item #5 and Item #6 as a relative is assisting with this project.

ITEM #5

Special Permit application under 275-72 for the purpose of establishment of an adult-use marijuana establishment with the provisions of MGL Chapter 94G, "Regulation of the Use and Distribution of Marijuana Not Medically Prescribed" located at 77 Champion Dr. with one (1) waiver request: Waiver #1 Reduction in the planted vegetated buffer requirement from 100' to +/- 91.5' along the southern property boundary and from 100' to 0' along the western boundary to accommodate existing stormwater management infrastructure. Applicant - Mass Alternative Care, Inc., Kevin Collins, 1247 East Main St., Chicopee, MA 01020.

Present at the meeting were: Kevin Collins, Jr., A J Crane, (A Crane Construction), Barbara Green, Manager (for owner) on zoom, Kevin Collins, Sr., Attorney Thomas Murphy on zoom.

AJ Crane stated that Mass Alternative Care runs a facility on East Main Street. This project on Champion Drive will have no retail. There will be no public in this facility. It is for manufacturing and distribution only. He continued that about 18 months ago Apical came in for the same proposal and was approved by the Council. Apical never went through with the project. Mass Alternative Care is proposing the same with the exception that Mass Alternative is proposing the facility to be 14,000-16,000 square feet smaller than the one previously

approved. Having no public at this facility eliminates security concerns, traffic concerns, and public safety concerns. This project has gone through the SPRAC review.

Public Input Via Zoom

Attorney Thomas Murphy, 272 Exchange Street, is here tonight on behalf of his clients Mass Alternative Care.

Barbara Green, Asset Manager, for the property owner, WE 77 Champion, LLC, have owned the property for 12 years. She worked with Apical on this same process. She is in support of Mass Alternative Care. She stated the adjacent tenant, Holden Humphries, has no concerns regarding this proposed business.

Donna Duval, 1715 Westover Road, an abutter and she would like to hear the proposal. She asked about the odor coming from the facility. Mr. Collins replied that the facility will have an odor control system in place.

Kevin Collins, Jr. gave a presentation to the committee. The presentation material is attached to the minutes.

Lee Pouliot stated that SPRAC met and provided these comments. He stated that because this property was reviewed before for Apical. The SPRAC comments are minimal.

Departmental (SPRAC) Comments (21-6604) "Mass Alternative Care Inc. – 77 Champion Drive" May 12, 2021

Planning Department:

1. Property was subject to a SPRAC review in March 2021 for expansion of paving on the western side of the property.

Engineering Department:

2. There are no site improvements planned as part of this plan submission and therefore no site implications. Recommend approval.

Fire Department:

3. No comments on the project at this time.

Water Department:

- 4. A preconstruction meeting is required with General Contractor and Site Work Contractor with any utilities involved and the City of Chicopee Engineering Department. Provide most up to date plans.
- 5. All water gate and service valves are only operated by Chicopee Water Dept. Personnel.
- 6. Any service boxes or gate valves must not be paved over. Any concerns please call Water Department.
- 7. Plumbing Plans are required to be submitted for review and plumbing survey by Cross Connection Coordinator.
- 8. Chicopee Water Department is a non-member utility of DIGSAFE and you MUST contact us directly at 413-594-3420.

Water Pollution Control:

9. Applicant must contact Laurie Goff to complete a wastewater discharge permit.

Police Department:

10. No Comments submitted to the Planning Department

Building Department:

11. The Building Department would like to review and comment on the updated site plan to insure proper egress from the enclosed loading dock area to ensure code compliance and safety of loading and delivery employees that will be secured within the area.

Health Department:

12. No Comments. Recommend approval.

Conservation Commission:

13. No Conservation Commission issues with the submitted plans.

Chicopee Electric Light:

14. CEL has no issues with the project. CEL needs to know as soon as possible what size the power load will be to be able to order a transformer if one is not in stock.

Commission for the Disabled:

15. No comments submitted to the Planning Department however gave oral approval at SPRAC meeting.

Councilor Walczak asked about the trucks that will be used for delivery of the product. Mr. Collins replied Ford Ecoline Van is used. No tractor trailers will be used. All deliveries are made during business hours.

Mr. Crane stated that they are working the CEL to work out all issues.

Motion made by Councilor Krampits and second by Councilor Walczak to approve Waiver #1 Reduction in the planted vegetated buffer requirement from 100' to +/- 91.5' along the southern property boundary and from 100' to 0' along the western boundary to accommodate existing stormwater management infrastructure.

Committee vote 4 – 0 favorable

Motion made by Councilor Walczak and second by Councilor Krampits to approve the Special Permit with conditions.

CONDITIONS SPECIAL PERMIT 77 CHAMPION DRIVE CHAPTER 275-72

- All departmental requirements (as referenced in the attached SPRAC Departmental Comments dated May 12, 2021) and regulations shall be satisfied prior to the issuance of the Special Permit as evidenced by a written communication sent to the City Council by the Director of Planning confirming that the requirements and regulations have been met to the satisfaction of our Director of Planning.
- Special Permit to run with the applicant.

Departmental (SPRAC) Comments (21-6604) "Mass Alternative Care Inc. – 77 Champion Drive" May 12, 2021

Planning Department:

16. Property was subject to a SPRAC review in March 2021 for expansion of paving on the western side of the property.

Engineering Department:

17. There are no site improvements planned as part of this plan submission and therefore no site implications. Recommend approval.

Fire Department:

18. No comments on the project at this time.

Water Department:

- 19. A preconstruction meeting is required with General Contractor and Site Work Contractor with any utilities involved and the City of Chicopee Engineering Department. Provide most up to date plans.
- 20. All water gate and service valves are only operated by Chicopee Water Dept. Personnel.
- 21. Any service boxes or gate valves must not be paved over. Any concerns please call Water Department.
- 22. Plumbing Plans are required to be submitted for review and plumbing survey by Cross Connection Coordinator.
- 23. Chicopee Water Department is a non-member utility of DIGSAFE and you MUST contact us directly at 413-594-3420.

Water Pollution Control:

24. Applicant must contact Laurie Goff to complete a wastewater discharge permit.

Police Department:

25. No Comments submitted to the Planning Department

Building Department:

26. The Building Department would like to review and comment on the updated site plan to insure proper egress from the enclosed loading dock area to ensure code compliance and safety of loading and delivery employees that will be secured within the area.

Health Department:

27. No Comments. Recommend approval.

Conservation Commission:

28. No Conservation Commission issues with the submitted plans.

Chicopee Electric Light:

29. CEL has no issues with the project. CEL needs to know as soon as possible what size the power load will be to be able to order a transformer if one is not in stock.

Commission for the Disabled:

30. No comments submitted to the Planning Department however gave oral approval at SPRAC meeting.

Committee vote 4 – 0 favorable.

ITEM #6

Special Permit application under section 275-70 for the purpose of establishment of a medical marijuana facility in accordance with the Acts of 2012, Chapter 369, entitled "An act for the Humanitarian Use of Marijuana" with four (4) waiver requests located at 77 Champion Dr.: (1) Waiver #1 for an additional 6643 square feet of gross floor area beyond the 50,000 square feet as noted in the zoning ordinance. (2) Waiver #2 for 24/7 operations from the restricted hours of 8:00 pm to 8 am per the zoning ordinance. (3) Waiver #3 to reduce the residential setback from 300 feet to +/- 100 feet. (4) Waiver #4 for compliance with the MA Department of Public Health signage requirements. Applicant- Mass Alternative Care, Inc., Kevin Collins, 1247 East Main St., Chicopee, MA 01020.

Present at the meeting were: Kevin Collins, Jr., A J Crane, (A Crane Construction), Barbara Green, Manager (for owner) on zoom, Kevin Collins, Sr., Attorney Thomas Murphy on zoom.

Motion made by Councilor Krampits and second by Councilor Walczak to approve Waiver #1 for an additional 6643 square feet of gross floor area beyond the 50,000 square feet as noted in the zoning ordinance.

Committee vote 4-0 favorable.

Motion made by Councilor Walczak and second by Councilor Labrie to approve Waiver #2 for 24/7 operations from the restricted hours of 8:00 pm to 8 am per the zoning ordinance.

Committee vote 4-0 favorable.

Motion made by Councilor Krampits and second by Councilor Walczak to approve Waiver #3 to reduce the residential setback from 300 feet to +/- 100 feet

Committee vote 4-0 favorable.

Motion made by Councilor Labrie and second by Councilor Walczak to approve Waiver #4 for compliance with the MA Department of Public Health signage requirements

Committee vote 4 – 0 favorable.

Motion made by Councilor Krampits and second by Councilor Labrie to approve the Special Permit with conditions.

CONDITIONS SPECIAL PERMIT

77 CHAMPION DRIVE CHAPTER 275-70

- All departmental requirements (as referenced in the attached SPRAC Departmental Comments dated May 12, 2021) and regulations shall be satisfied prior to the issuance of the Special Permit as evidenced by a written communication sent to the City Council by the Director of Planning confirming that the requirements and regulations have been met to the satisfaction of our Director of Planning.
- Special Permit to run with the applicant.

Departmental (SPRAC) Comments (21-6604) "Mass Alternative Care Inc. – 77 Champion Drive" May 12, 2021

Planning Department:

31. Property was subject to a SPRAC review in March 2021 for expansion of paving on the western side of the property.

Engineering Department:

32. There are no site improvements planned as part of this plan submission and therefore no site implications. Recommend approval.

Fire Department:

33. No comments on the project at this time.

Water Department:

- 34. A preconstruction meeting is required with General Contractor and Site Work Contractor with any utilities involved and the City of Chicopee Engineering Department. Provide most up to date plans.
- 35. All water gate and service valves are only operated by Chicopee Water Dept. Personnel.
- 36. Any service boxes or gate valves must not be paved over. Any concerns please call Water Department.
- 37. Plumbing Plans are required to be submitted for review and plumbing survey by Cross Connection Coordinator.
- 38. Chicopee Water Department is a non-member utility of DIGSAFE and you MUST contact us directly at 413-594-3420.

Water Pollution Control:

39. Applicant must contact Laurie Goff to complete a wastewater discharge permit.

Police Department:

40. No Comments submitted to the Planning Department

Building Department:

41. The Building Department would like to review and comment on the updated site plan to insure proper egress from the enclosed loading dock area to ensure code compliance and safety of loading and delivery employees that will be secured within the area.

Health Department:

42. No Comments. Recommend approval.

Conservation Commission:

43. No Conservation Commission issues with the submitted plans.

Chicopee Electric Light:

44. CEL has no issues with the project. CEL needs to know as soon as possible what size the power load will be to be able to order a transformer if one is not in stock.

Commission for the Disabled:

45. No comments submitted to the Planning Department however gave oral approval at SPRAC meeting.

Committee vote 4-0 favorable.

Councilor Laflamme returned to the meeting.

ITEM #8

Minutes – April 28, 2021 Motion made by Councilor Laflamme and second y Councilor Walczak to approve. Motion passed.

Meeting adjourned at 8:40 PM.

MASS ALTERNATIVE CARE

77 Champion Drive, Chicopee Zoning Committee Hearing May 27, 2021





safe, clean and convenient access to lab tested, life of the people of Massachusetts by providing MAC is committed to improving the quality of positive impacts on the communities we serve. medical-grade cannabis products while making

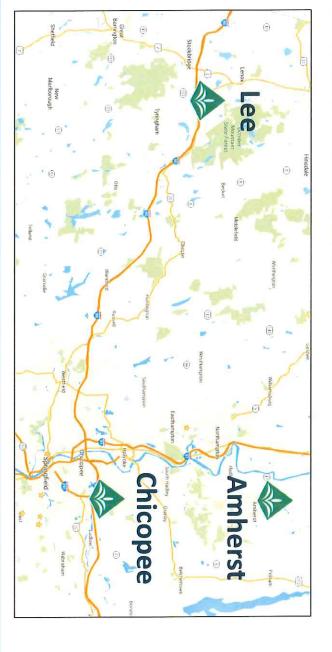
Mass Alternative Care, Inc. is a Massachusetts Domestic Corporation Founded June 5, 2013, in Springfield, MA Corporate Headquarters:

1247 East Main Street Chicopee, MA 01020





LOCATIONS OVERVIEW



Location	Address	Dispensary Size	Property Size	Building Size	Proximity to major highway
1) Chicopee	1247 East Main Street, Chicopee	1,200 sq ft	2.43 acres	23,800 sq ft	23,800 sq ft <.5 mile from Mass Pike #6 & 291
2) Amherst	55 University Drive, Amherst	2,500 sq ft	0.68 acres	5,194 sq ft	.25 miles from Route 9
3) Lee	20 Quarry Hill Road, Lee	2,000 sq ft	2.79 acres	TBD	<1.5 miles from Mass Pike #2



MAC LOCATIONS & LICENSES

1. Chicopee (Co-Located):

- Medical Operational: Vertically-integrated medical (opened 8/18)
- Adult-Use Final: Retail, Cultivation & Manufacturing (opened 7/19)
- 1st Adult-Use Dispensary in Hampden County

2. Amherst (Co-Located):

- Medical Operational: Dispensary (opened 9/20)
- Adult-Use Final: Retail (opened 9/20)

3. Lee (Medical Only):

Medical Provisional: Dispensary/Cultivation (operational 2022)



CHICOPEE FLAGSHIP RETAIL & PRODUCTION FACILITY 1247 East Main Street, Chicopee





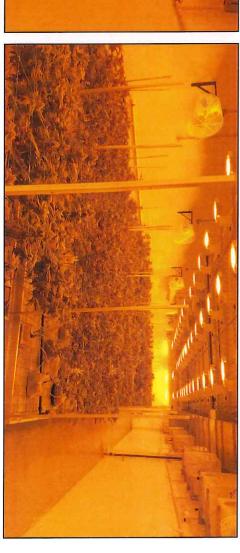


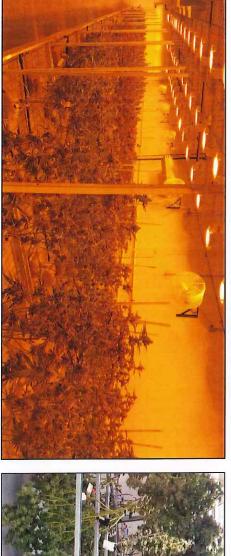


MASS ALTERNATIVE CARE





















Establishment License Proposed

License:

Location:

77 Champion Drive, Chicopee

Marijuana Cultivator & Product Manufacturer

Zoning:

Size:

Industrial 154,000 Sqft Free Standing Building

56,000 MAC Leased Space

Monday-Saturday 7:30AM – 5PM

Hours:

Sunday

Closed

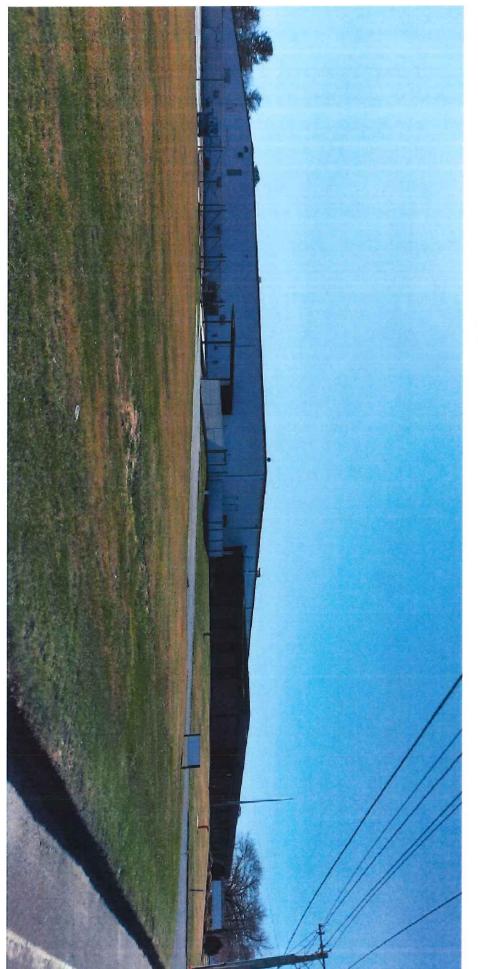
Parking:

Opening:

July 2022

150+ Off-Street Spaces







Committed to providing a safe & secure environment for



State-of-the-Art Safety Program consisting of:

MAC staff, patients, visitors, neighbors and the community

- **Access Control System** Perimeter rear fencing; Mantrap entry-exit vestibules; Panic alarms
- Intrusion Detection 24/7 Dual 3rd Party Monitoring
- vision surveillance **Lighting** – Exterior Facility Lighting including night-
- Video Surveillance System 100+ HD Cameras onsite with direct live feed to Monitoring Station
- Staffed Security Dedicated onsite security personnel during business hours

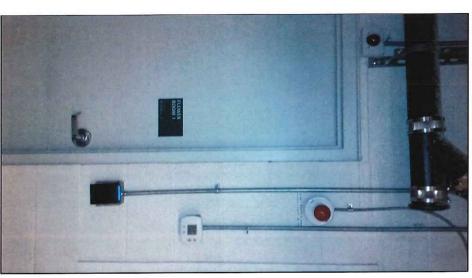


COMMUNITY SAFETY





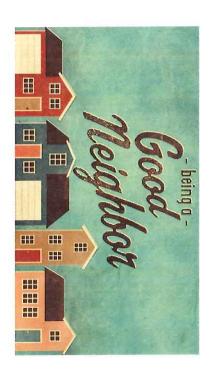






GOOD NEIGHBOR POLICY

Committed to providing a safe & secure environment for MAC staff, patients, visitors, neighbors and the community



Minimize Adverse Impacts

- Educate Consumers
- Located away from Sensitive Uses
- No Loitering Policy
- No On-site Consumption
- Police Take Notice

Prevent Diversion to Minors

- Under 21 Prohibited
- No-Entry without Government ID
- Pricing at or above "black market"
- Enforce Purchase Limits



CHICOPEE MARKET PRODUCTION FACILITY

Chicopee Community Impacts

Employment

C

- Create up to 100 New Full & Part Time Jobs
- Prioritize Hiring of Chicopee Residents



- > 3% Retail Marijuana Tax to City
- > Facility Development increases property tax rolls
- Mitigation Relief

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- > Adult Use HCA
- ➤ Medical Use CBA



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Participate in Community-sponsored substance abuse/awareness/prevention programs & workshops.





CHICOPEE MARKET PRODUCTION FACILITY



Social Equity Goals

Mentor Minority-Owned Cannabis Businesses

Social Justice Mentor Program



Employment Program

Prioritize Hiring of Chicopee Residents

Residents of Designated Areas of Disproportionate Impact



Supplier & Contractor Program

Prioritize contractors, suppliers & vendors from Chicopee



Community Service Partner Program

Donations include both dollars and employee hours





COMMUNITY IMPACT

Chicopee Business Partners:







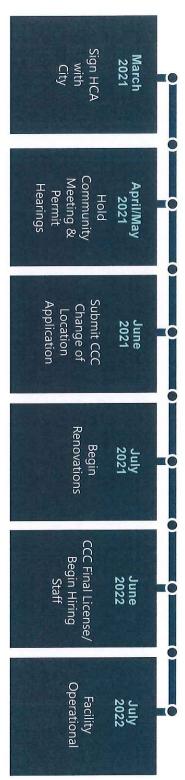




PROPOSED OPERATIONAL TIMELINE

MAC holds Existing Licensing for State Approval





MASS ALTERNATIVE CARE

77 Champion Drive, Chicopee info@MassAltCare.com (413) 377-6240